IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION NO : 16954 of 2002

Between:

Mr.K.Harsha S/o.Rukmangadha Reddy, aged: 18 years,
Minor student, rep.by his father Rukmangadha Reddy,
Flat No.201, Billianium Residence, H.No.4-43, Hanuman
Nagar, Chaitanyapuri, Hyderabad

... PETITIONER

AND

1. The Govt.of A.P. rep.byits Secretary,
Higher Education, Secretariat buildings,
Saifabad, Hyderabad.
2. Board of Intermediate Education,
A.P.Vidya Bhavan, Nampally, Hyderabad,
Rep.by its Secretary.
3. A.P.State Council forHigherEducation,
Rep.by its Secretary, Post box No.34, Saifabad,
Hyderabad.
4. Jawaharlal Nehru Technological University,
Kukatpally, Hyderabad, rep.by its Registrar.

5. Nalanda College of Pharmacy,

P.O. Cherlapally, Hyderabad Road, Nalgonda,

Rep.by its Principal.

6. Osmania University, rep.by its Registrar, Hyderabad.

(Respondent No.6 is impleaded as per Court Order in

W.P.M.P.No.23882/2002, dated 4.10.2002)

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order, or direction more one in the nature of Writ of Mandamus declaring G.O.Rt.No.640, Higher Education (EC-2) Department, dt.6.9.2001, issued by the 1st respondent and consequential proceedings of the 3rd respondent issued in letter No.APSCHE/CETS/ SECY/NRI/2002 dt.29.6.2002 and the proceedings of the 5th respondent issued in letter dt.22.8.2002 in refusing the admission of the petitioner in B.Pharmacy course under NRI quota on the ground that the petitioner has not secured 60% in the aggregate or 60% in the optional subjects, as illegal, arbitrary, discriminatory violative of Article 14 of the Constitution of India and consequently direct the respondents to admit the petitioner in 1st year B-Pharmacy course in the 5th respondent college under NRI quota forthwith.

Counsel for the Petitioner:K.RAJITHA

Counsel for the Respondents : GP FOR HIGHER EDUCATION

The Court made the following :

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ORDER:

Learned Government Pleader for Higher Education fairly submits that the question that fall for consideration in this writ petition is squarely covered by an unreported judgment of this Court in Writ Petition, being W.P.No.17872 of 2001 & Batch, dated 18.04.2003. Following the same, the present writ petition is disposed of directing the fifth respondent-college to regularize the admission of the petitioner without insisting upon the requirement of 60% in Intermediate.

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(V.V.S.RAO, J)

27th October, 2004.

Pan

To

1. The Secretary, Govt.of A.P.,
   Higher Education, Secretariat buildings,
   Saifabad, Hyderabad.
2. The Secretary, Board of Intermediate Education,
   A.P.Vidya Bhavan, Nampally, Hyderabad.
3. The Secretary, A.P.State Council for Higher Education,
   Post box No.34, Saifabad,
   Hyderabad.
4. The Registrar, Jawaharlal Nehru Technological University,
   Kukatpally, Hyderabad.
5. The Registrar, Osmania University, Hyderabad.
6. Two C.Cs to the Govt.Pleader for Higher Education,

High Court buildings, Hyderabad. (OUT)

7. Two C.D. copies.